

Hon. John H. Chun

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KURT A. BENSHOOF; A.R.W. by and through  
his father, KURT A. BENSHOOF,

Plaintiffs,

v.

MARSHALL FERGUSON, J. DOE, BLAIR  
RUSS, JESSICA SKELTON, MICHAEL  
TRACY, SARAH TURNER, JAMAL  
WHITEHEAD,

Defendants.

No. 2:24-cv-00808-JHC

[PROPOSED]

ORDER GRANTING DEFENDANT  
MARSHALL FERGUSON'S MOTION  
TO DISMISS PURSUANT TO FRCP  
12(b)(6)

This matter came before the Court on Defendant Marshall Ferguson's Motion to Dismiss under Federal Rule of Civil Procedure 12(b)(6). The Court, having considered the files and records herein, including:

1. Defendant Marshall Ferguson's Motion to Dismiss;
2. Plaintiff Kurt Benshoof's Response, if any; and
3. Defendant Marshall Ferguson's Reply in support of Motion to Dismiss.

Being fully advised on the matter, the COURT HEREBY ORDERS that Defendant Marshall Ferguson's Motion to Dismiss is GRANTED. Plaintiff's complaint against Marshall Ferguson is DISMISSED WITH PREJUDICE and without leave to amend.

ORDER GRANTING FERGUSON'S MOTION TO  
DISMISS - 1  
2:24-CV-00808-JHC

**Leesa Manion (she/her)**  
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(206) 477-1120 Fax (206) 296-0191

1 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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3 \_\_\_\_\_  
4 HONORABLE JOHN H. CHUN

5 Presented by:

6 LEESA MANION (she/her)  
7 Prosecuting Attorney

8 By: s/ Peggy Wu  
9 Peggy Wu, WSBA #35941  
10 Senior Deputy Prosecuting Attorney  
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ORDER GRANTING FERGUSON'S MOTION TO  
DISMISS - 2  
2:24-CV-00808-JHC

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